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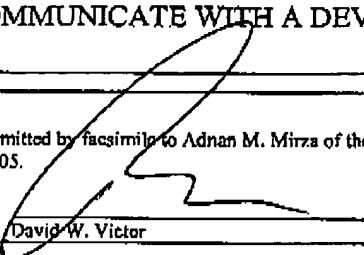
OCT 24 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: D.A. Burton et al. Examiner: Adnan Mirza  
Serial No.: 09/591,024 Group Art Unit: 2145  
Filed: June 9, 2000 Docket No.: TUC92000014US1  
TITLE: METHOD, SYSTEM, AND PROGRAM FOR SELECTING ONE OF  
MULTIPLE PATHS TO COMMUNICATE WITH A DEVICE

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being transmitted by facsimile to Adnan M. Mirza of the U.S. Patent and Trademark Office at 571-273-8300 on October 24, 2005.

  
David W. Victor

**AMENDMENT SUBMITTED CONCURRENTLY WITH**  
**REQUEST FOR CONTINUED EXAMINATION (RCE)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This amendment is submitted concurrently with a Request for Continued Examination (RCE) and in response to a final office action dated June 23, 2005 ("Final Office Action"), in which the Examiner rejected all claims 1-42 as obvious (35 U.S.C. §103) over cited art. On October 7, 2005, the attorney for Applicants and the Examiner held a phone interview discussing amendments to the claims. Applicants made the discussed amendments and canceled claims 4, 18, and 32. Although no agreement was reached, the Examiner said he would reconsider the rejection in view of the claim amendments. Applicants traverse the prior art rejections with respect to the amended claims and submit that all pending claims 1-3, 5-17, 19-31, and 33-42 are patentable over the cited art and in condition for allowance for the reasons discussed herein.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2.

**Remarks/Arguments** begin on page 12.

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